



IAP7 Rec'd PCT/PTO 29 DEC 2005

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: NOISTERNIG ET AL-1 PCT CONFIRMATION NO. 2595

SERIAL NO.: 10/520,214

INT'L.APPLN.NO.: PCT/EP03/006303 INT'L.FILING DATE: JUNE 14, 2003

FOR: INHERENTLY RIGID INSTRUMENT CARRIER ASSEMBLY

**SECOND RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS  
UNDER 35 U.S.C. §371 IN THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)**

MAIL STOP PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

During a recent telephone call to the US PTO asking for the missing official filing receipt, applicants' agent was informed that no response to the Notification of Missing Requirements dated June 29, 2005 has been received by the Office.

However, the records of the undersigned indicate that a response was filed on August 5, 2005, together with a check for \$ 130.00 (received by the Office on August 8, 2005, as attested thereto by the enclosed copy of the stamped postcard receipt).

Applicants are enclosing copies of the following:

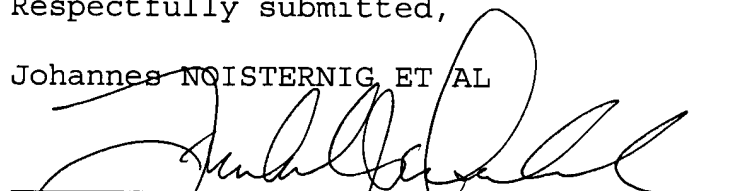
- 1) copy of original Response dated August 5, 2005;
- 2) copy of original Notification dated June 29, 2005;
- 3) copy of executed declaration;
- 4) copy of stamped postcard receipt
- 5) copy of check for \$ 130.00 dated August 5, 2005 (No. 1292);
- 6) copy from Fidelity investments, indicating that check 1292 was cashed by the US PTO.



It is respectfully requested that applicants' compliance with the Notification of Missing Requirements and receipt of the late declaration fee of \$ 130.00 be acknowledged. It is also respectfully requested that applicants be accorded a filing date of August 8, 2005, the date on which the requirements were satisfied.

Respectfully submitted,

Johannes NOISTERNIG ET AL

  
Frederick J. Dorchak, Reg. No. 29,298  
Allison C. Collard, Reg. No. 22,532  
Attorneys for Applicant

Collard & Roe, P.C.  
1077 Northern Boulevard  
Roslyn, New York 11576  
(516) 365-9802

FJD:im

Encls.: see above

Express Mail No. : EV 786 961 143 US  
Date of Deposit : December 29, 2005

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10, on the date indicated above, and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Kelly Espitia

PATENT

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Alexandria, VA 22313-1450

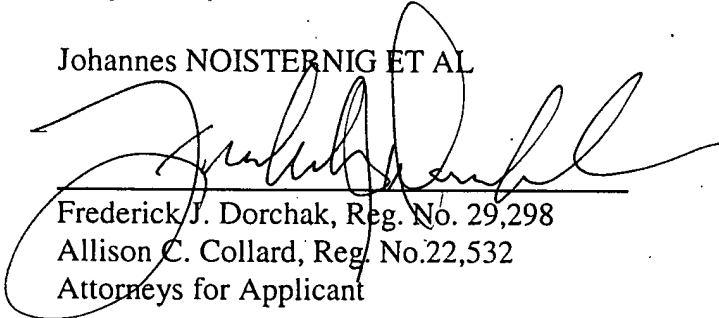
Sir:

In response to the enclosed "Notification of Missing Requirements" dated June 29, 2005, submitted herewith is the duly executed DECLARATION and POWER OF ATTORNEY, along with a check in the amount of \$130 for the late filing of the Declaration.

Any fee deficiencies may be charged to Deposit Account No. 03-2468.

Respectfully submitted,

Johannes NOISTERNIG ET AL

  
Frederick J. Dorchak, Reg. No. 29,298  
Allison C. Collard, Reg. No. 22,532  
Attorneys for Applicant

Collard & Roe, P.C.  
1077 Northern Boulevard  
Roslyn, New York 11576  
(516) 365-9802  
FJD:ke

Enclosures: Notification of Missing Requirements  
Executed Declaration/Power of Attorney  
Check for \$130.00

I hereby certify that this paper or fee is being deposited with the United States Postal Service as first class mail and is addressed to Mail Stop PCT, Commissioner for Patents, US PTO, P.O. Box 1450, Alexandria, VA 22313/1450 on August 5, 2005.

Signed by: Maria Guastella  
Maria Guastella

**BEST AVAILABLE COPY**



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
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10/520,214

Johannes Noistemig

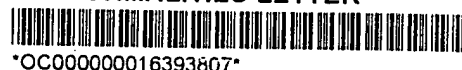
NOISTERNIG ET AL.-1  
(PCT)

25889  
WILLIAM COLLARD  
COLLARD & ROE, P.C.  
1077 NORTHERN BOULEVARD  
ROSLYN, NY 11576



INTERNATIONAL APPLICATION NO.	
PCT/EP03/06303	
I.A. FILING DATE	PRIORITY DATE
06/14/2003	07/05/2002

CONFIRMATION NO. 2595  
371 FORMALITIES LETTER



\*OC000000016393867\*

Date Mailed: 06/29/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/04/2005
- English Translation of the IA filed on 01/04/2005
- Copy of the International Search Report filed on 01/04/2005
- Preliminary Amendments filed on 01/04/2005
- Information Disclosure Statements filed on 01/04/2005
- Request for Immediate Examination filed on 01/04/2005
- U.S. Basic National Fees filed on 01/04/2005
- Priority Documents filed on 01/04/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Late oath or declaration Surcharge.

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ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

DARRELL C COTTMAN

Telephone: (703) 308-9140 EXT 203

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/520,214	PCT/EP03/06303	NOISTERNIG ET AL.-1 (PCT)

FORM PCT/DO/EO/905 (371 Formalities Notice)

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RECEIVED IN MAILROOM OF THE U.S. PATENT OFFICE

APPLICANT: NOISTERNIG ET AL.-1 (PCT)  
CONF. NO.: 2595  
PCT NO.: PCT/EP2003/006303  
FILED: JUNE 14, 2003  
SERIAL NO: 10/520,214  
TITLE: INHERENTLY RIGID INSTRUMENT  
CARRIER ASSEMBLY

**JCOG Rec'd PCT/PTO 08 AUG 2005**

Papers Sent:

Executed Declaration / Power of Attorney  
Notification of Missing Requirements  
Check for \$130.00

Dated: August 5, 2005  
FJD:ke

BEST AVAILABLE COPY

139892



COLLARD & ROE PC  
107 NORTHERN BLVD.  
ROSELYN, NY 11576

REMITTANCE ADVISE

DATE: 12/91

TO THE ORDER OF: Schinbeck M-1

AMOUNT: \$ 130.00

PAID TO ORDER OF: Schinbeck M-1

DATE: 12/91

AMOUNT: \$ 130.00

Signature: [Signature]

EXPENSE CODE: Fidelity Investments WASHINGTON, MISSOURI

0101205681012967710775173142# 00000130000

COLLARD & ROE PC  
107 NORTHERN BLVD.  
ROSELYN, NY 11576

REMITTANCE ADVISE

DATE: 12/92

TO THE ORDER OF: Comm. For Patents

AMOUNT: \$ 130.00

PAID TO ORDER OF: Comm. For Patents

DATE: 12/92

AMOUNT: \$ 130.00

Signature: [Signature]

EXPENSE CODE: Fidelity Investments WASHINGTON, MISSOURI

0101205681012967710775173142# 00000130000

COLLARD & ROE PC  
107 NORTHERN BLVD.  
ROSELYN, NY 11576

REMITTANCE ADVISE

DATE: 12/93

TO THE ORDER OF: Repertory

AMOUNT: \$ 100.00

PAID TO ORDER OF: Repertory

DATE: 12/93

AMOUNT: \$ 100.00

Signature: [Signature]

EXPENSE CODE: Fidelity Investments WASHINGTON, MISSOURI

0101205681012967710775173142# 00000790000

COLLARD & ROE PC  
107 NORTHERN BLVD.  
ROSELYN, NY 11576

REMITTANCE ADVISE

DATE: 12/94

TO THE ORDER OF: Comm. for Patents

AMOUNT: \$ 165.00

PAID TO ORDER OF: Comm. for Patents

DATE: 12/94

AMOUNT: \$ 165.00

Signature: [Signature]

EXPENSE CODE: Fidelity Investments WASHINGTON, MISSOURI

0101205681012967710775173142# 00000065000

COLLARD & ROE PC  
107 NORTHERN BLVD.  
ROSELYN, NY 11576

REMITTANCE ADVISE

DATE: 12/95

TO THE ORDER OF: Italiano et al

AMOUNT: \$ 160.00

PAID TO ORDER OF: Italiano et al

DATE: 12/95

AMOUNT: \$ 160.00

Signature: [Signature]

EXPENSE CODE: Fidelity Investments WASHINGTON, MISSOURI

0101205681012967710775173142# 00000060000

COLLARD & ROE PC  
107 NORTHERN BLVD.  
ROSELYN, NY 11576

REMITTANCE ADVISE

DATE: 12/96

TO THE ORDER OF: Comm. of Patents

AMOUNT: \$ 180.00

PAID TO ORDER OF: Comm. of Patents

DATE: 12/96

AMOUNT: \$ 180.00

Signature: [Signature]

EXPENSE CODE: Fidelity Investments WASHINGTON, MISSOURI

0101205681012967710775173142# 00000180000

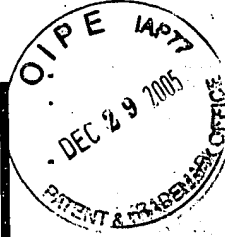


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# Investment Report

FIDELITY PREFERRED SERVICES<sup>sm</sup>

August 1, 2005 - August 31, 2005



Fidelity Account<sup>sm</sup> Z75-173142 COLLARD & ROE PC

## Transaction Details

Checking Activity ( 119)

Check #	Date	Code	Amount	Check #	Date	Code	Amount	Check #	Date	Code	Amount
1265	8/11		-1,520.00	1295	8/15		-60.00	1327	8/24		-60.00
1266	8/15		-500.00	1296	8/17		-180.00	1328	8/22		-500.00
1267	8/11		-1,730.00	1297	8/17		-500.00	1329	8/25		-1,030.00
1268	8/11		-280.00	1298	8/17		-60.00	1330	8/25		-1,730.00
1269	8/12		-1,350.00	1299	8/18		-130.00	1332*	8/22		-125.00
1270	8/12		-500.00	1300	8/18		-195.00	1334*	8/25		-1,040.00
1271	8/12		-1,730.00	1302*	8/24		-130.00	1335	8/23		-450.00
1272	8/08		-900.00	1303	8/19		-1,730.00	1336	8/25		-1,040.00
1273	8/12		-1,730.00	1304	8/26		-1,000.00	1337	8/29		-1,030.00
1274	8/08		-900.00	1305	8/19		-130.00	1338	8/29		-130.00
1275	8/11		-1,300.00	1306	8/19		-120.00	1339	8/29		-200.00
1276	8/19		-500.00	1307	8/19		-225.00	1340	8/29		-225.00
1277	8/19		-300.00	1308	8/19		-395.00	1341	8/22		-750.00
1278	8/08		-900.00	1309	8/15		-900.00	1342	8/29		-60.00
1279	8/08		-900.00	1311*	8/26		-130.00	1343	8/31		-195.00
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1283	8/15		-700.00	1316	8/24		-500.00	1347	8/31		-1,730.00
1284	8/15		-120.00	1317	8/19		-1,390.00	1348	8/31		-1,030.00
1285	8/15		-55.00	1318	8/25		-300.00	1350*	8/31		-1,030.00
1286	8/15		-300.00	1319	8/19		-100.00	1351	8/31		-1,030.00
1287	8/15		-790.00	1320	8/22		-65.00	1356*	8/25		-900.00
1289*	8/15		-1,040.00	1321	8/25		-130.00	1357	8/25		-1,900.00
1290	8/19		-2,450.00	1322	8/22		-790.00	1358	8/31		-695.00
1291	8/15		-130.00	1323	8/18		-900.00	1359	8/29		-140.00
1292	8/17		-130.00	1324	8/24		-1,730.00	1361*	8/31		-1,730.00
1293	8/15		-790.00	1325	8/26		-500.00	1370*	8/29		-450.00
1294	8/15		-65.00	1326	8/22		-1,040.00	Total			-\$83,692.00

\* Check number has been skipped.